

**STATE OF CALIFORNIA
DEPARTMENT OF INSURANCE**
45 Fremont Street, 21st Floor
San Francisco, California 94105

File No. RH05049799
Z Notice File No. Z-06-0703-03
OAL File No. 07-0105-06S

May 8, 2007

**NOTICE OF AVAILABILITY OF CHANGED TEXT, NOTICE OF ADDITIONAL DOCUMENT
RELIED UPON AND OPPORTUNITY FOR COMMENT**

On July 3, 2006, the California Insurance Commissioner issued a Notice of Proposed Action and Notice of Public Hearing, proposing to add Title 10, Chapter 5, Subchapter 3, Article 7.1 to the California Code of Regulations. The draft regulations were proposed for the purpose of implementing Division 2, Part 6, Chapter 1 of the California Insurance Code, entitled "Title Insurance." The Department held a public hearing on August 30, 2006, and received written public comments regarding the proposed regulations. A Notice of Availability of Changed Text was issued by the Department on November 27, 2006.

The purpose of this Notice is to notify interested members of the public about new proposed changes to the regulation text. This notice will also serve to identify for the public an additional document that the Commissioner intends to rely upon, in conjunction with those already identified, in proposing this rulemaking action.

PUBLIC COMMENT INVITED:

The Commissioner has proposed additional changes to the text of the regulations. In addition to the proposed changes, the Commissioner intends to rely upon an additional document, which is incorporated by reference within the newly-revised regulations. The public is invited to submit comments regarding the newly-revised changes, which are reflected in underline and strikeout in the attached. The public is also invited to submit comments concerning the additional document relied upon by the Commissioner in proposing these regulations, which is identified below. All interested parties are advised that the only comments that will be considered are those submitted on the *changes* in the attached regulation text or on the one additional document which has been incorporated by reference.

The Commissioner believes the changes made to the regulation text are either nonsubstantial or solely grammatical in nature, or are sufficiently related to the original text that the public was adequately placed on notice that the change could result from the originally proposed regulatory action. Accordingly, pursuant to the provisions of California Government Code Section 11346.8(c), the Commissioner is soliciting written public comment on the changes. A copy of the changes, with the proposed changes clearly indicated, is available for public comment for at least 15 days.

Pursuant to the provisions of California Government Code Section 11347.1, the Commissioner is also soliciting written public comment on the additional document relied upon. That document, entitled the ALTA CLAIMS CODES (2002), is incorporated by reference within the proposed regulations, and can be found on the Department's website or by contacting one of the contact persons listed below. Comments on documents relied upon other than the ALTA CLAIMS CODES (2002) or on revisions other than the new revisions to the regulation text will not be considered.

DOCUMENTS RELIED UPON:

The Department hereby provides notice that, in addition to the documents listed in the Initial Statement of Reasons and the Notice of Availability of Changed Text issued on November 27, 2006, it also intends to rely upon the following document in proposing this rulemaking action:

- ALTA CLAIMS CODES (2002)

The document listed above is part of the file for this rulemaking action. Any member of the public may view these documents by contacting one of the contact persons listed below and arranging for an appointment to view the rulemaking file. This document is also available via the Department of Insurance's website, www.insurance.ca.gov.

BUSINESS REPORTING

The Commissioner has made a determination, pursuant to Government Code Section 11346.3(c), that it is necessary for the health, safety, or welfare of the people of this State that these regulations which require a report apply to businesses.

CONTACT PERSONS:

All written comments submitted in response to this Notice and all general or substantive questions regarding this Notice should be directed to either of the contact persons as follows:

Bryant Henley, Senior Staff Counsel; (415 538-4111); Henleyb@insurance.ca.gov
Kim Morimoto, Senior Staff Counsel; (415 538-4143); Morimotok@insurance.ca.gov
California Department of Insurance
Rate Enforcement Bureau
45 Fremont Street, 21st Floor
San Francisco, CA 94105
Facsimile: (415) 904-5490

SUBMISSION OF WRITTEN COMMENTS:

All written comments on the changes must be received by the Insurance Commissioner, at the address listed above, by no later than **5:00 p.m. on Tuesday, May 29, 2007**. Comments submitted by e-mail and facsimile on or before the deadline will be accepted and considered. Those submitting comments by e-mail should provide them in either Microsoft Word format or as a Portable Document Format (PDF) file.

AUTOMATIC MAILING:

A copy of this notice, and the text of the new proposed changes, will automatically be sent to all those who testified at the public hearing, those who submitted written comments at the public hearing, all persons whose comments were received during the public comment period, all persons who requested copies of information regarding the regulations, and all persons who requested notification of the availability of such changes.

STEVE POIZNER
Insurance Commissioner

By /S/
Bryant W. Henley
Senior Staff Counsel